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PATENT, TRADEMARK, COPYRIGHT  
AND UNFAIR COMPETITION LAW  
AND RELATED LITIGATION

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TRUMAN A. HERRON 1935-1976  
EDWARD B. EVANS 1936-1971

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October 17, 2005

## FACSIMILE COVER SHEET

To: Examiner James A. Thompson  
Art Unit 2624  
Mail Stop AMENDMENT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22213-1450

Fax: 571-273-8300

Enclosures:

Fax Cover Sheet containing Certificate of  
Facsimile Transmission (1 page)  
Transmittal containing Certificate of Facsimile  
Transmission and Authorization to Charge  
Deposit Account 23-3000 in the amount of  
\$510.00 for the Three-Month Extension of  
Time Fees (2 pages)  
Amendment and Response (15 pages)

From: Douglas A. Scholer  
Reg. No. 52,197

Re: U.S. Patent Application  
Serial No. 09/939,932  
Filed: August 27, 2001  
Applicant: Gary Russell  
Art Unit: 2624  
Confirmation No.: 4043  
Our Ref: PHOT/02

Pages: 18 (including cover sheet)

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MESSAGE/COMMENTS  
OFFICIALCERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this correspondence and the enclosures noted herein (18 total pages, including cover sheet) are being transmitted via facsimile transmission to Examiner James A. Thompson, Art Unit 2624, Mail Stop AMENDMENT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22213-1450 at 571-273-8300 on October 17, 2005.

Judith L. Volk

Judith L. Volk

October 17, 2005

Date

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**PATENT**  
Atty Docket No. PHOT/02/262  
Confirmation No. 4043

**CERTIFICATE OF FACSIMILE TRANSMISSION**

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*Judith L. Volk*

Judith L. Volk

*October 17, 2005*

Date

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant:	Gary Russell	Art Unit:	2624
Serial No.:	09/939,932	Examiner:	James A. Thompson
Filed :	August 27, 2001		
For :	System for Halftone Screen Production		

Mail Stop AMENDMENT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**AMENDMENT TRANSMITTAL**

1.  Transmitted herewith is an Amendment and Response.
2.  Small Entity status of this application has been previously requested and is still proper.
  - Enclosed is a verified statement to establish Small Entity status
  - Other than a Small Entity
3. The fee has been calculated as shown below:

**CALCULATION OF FEES**

Fee:	Number of Claims After Amendment:		Previously Paid For:	No. Extra:	At Rate:	Amount:
Total Claims	72	minus	73	0	\$25	\$0.00
Independent Claims	16	minus	16	0	\$100	\$0.00
<b>MULTIPLE DEPENDENT CLAIM FEE</b>					\$180	\$0.00
<b>TOTAL FEE FOR CLAIMS:</b>						<b>\$0.00</b>

- No additional fee for claims is required.

10/18/2005 MGE BREM1 00000040 233000 09939932

01 FC:2253 510.00 DA

Page 1 of 2  
Serial No. 09/939,932  
Transmittal for Amendment of October 17, 2005  
WHALE PHOT/02

4.  Attached is a check in the sum of \$\_\_\_\_\_ for additional claims.  
 Please charge my Deposit Account No. 23-3000 in the amount of \$\_\_\_\_\_.
5. The proceedings herein are for a patent application and the provisions of 37 CFR 1.136 apply. Complete (a) or (b) as applicable.
- (a) Applicant petitions for an extension of time under 37 CFR 1.136 for the total number of months checked below:

	<u>Ext. Mos.</u>	<u>Large entity</u>	<u>Small entity</u>
<input type="checkbox"/>	one month	\$ 120.00	\$ 60.00
<input type="checkbox"/>	two months	\$ 450.00	\$ 225.00
<input checked="" type="checkbox"/>	three months	\$1,020.00	\$ 510.00
<input type="checkbox"/>	four months	\$1,590.00	\$ 795.00
<input type="checkbox"/>	five months	\$2,160.00	\$1,080.00

Extension fee due with this request: \$ 510.00

Method of Payment: Please charge Deposit Account 23-3000 in the amount of \$510.00

If an additional extension of time is required, please consider this a petition therefor.

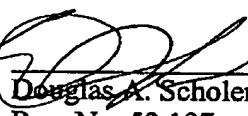
(Check and complete the next item, if applicable)

- An extension for \_\_\_\_ months has already been secured and the fee paid thereof of \$\_\_\_\_ is deducted from the total fee due for the total months of extension now requested. Extension fee due with this request \$\_\_\_\_.
- OR*
- (b) Applicant believes that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.
6.  If any additional fee for claims or extension of time is required, charge Account No. 23-3000.

Respectfully submitted,

WOOD, HERRON & EVANS, L.L.P.

By:

  
Douglas A. Scholer  
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PATENT

PHOT/02  
Confirmation No. 4043

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Applicant: Gary Russell  
Serial No.: 09/939,932  
Filed: August 27, 2001  
For: System for Halftone Screen Production

Art Unit: 2624  
Examiner: James A. Thompson  
Atty. Docket No.: PHOT/02

AMENDMENT AND RESPONSE

Mail Stop AMENDMENT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In reply to the Office Action dated April 20, 2005, please amend the above-identified application as follows:

**Amendments to the Claims** are reflected in the listing of claims which begins on page 2 of this paper.

Remarks begin on page 13 of this paper.

Page 1 of 15  
Serial No. 09/939,932  
Amendment and Response dated October 17, 2005  
Reply to Office Action of April 20, 2005  
WH&E PHOT/02  
K:\PHOT02\Amendment and Response re 4-20-05 OA.wpd